



NATURES.O. C3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Peter T. McCarthy  
Appl. No. : 10/762,640  
Filed : January 22, 2004  
For : METHODS FOR CREATING  
CONSISTENT LARGE SCALE  
BLADE DEFLECTIONS  
Examiner : Edwin L. Swinehart  
Group Art Unit: 3617

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

11/18/2004 GWORDDOF1 00000002 10762640  
02 FC:2814 55.00 OP

Dear Sir:

In accordance with 37 C.F.R. § 3.73(b), Petitioner Peter T. McCarthy, an individual, represents that he is the owner of the entire right, title and interest in the above-captioned patent application by virtue of his sole inventorship of the subject matter disclosed and claimed therein.

Petitioner also represents that he is the owner of the entire right, title and interest in and to U.S. Patent No. 6,712,656 and U.S. Patent No. 6,095,879 by virtue of his sole inventorship of the subject matter disclosed and claimed therein.

Petitioner hereby disclaims, except as noted below, the terminal portion of any patent granted on the above-captioned application, which would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154-156 and 173, as presently shortened by any terminal disclaimer, of the first to expire of U.S. Patent No. 6,712,656 and U.S. Patent No. 6,095,879 and hereby agrees that any patent so granted on the above-captioned application shall be enforceable only for and during such period that legal title to said patent shall be the same as legal

11/16/2004-GWORDDOF1-00000012 111410 10762640

01-FC:1814

110.00-OP

Appl. No. : 10/762,640  
Filed : January 22, 2004

title to U.S. Patent No. 6,712,656 and U.S. Patent No. 6,095,879. This agreement extends to any patent granted on the above-captioned application, and binds Petitioner's successors and assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154-156 and 173 of the first to expire of U.S. Patent No. 6,712,656 and U.S. Patent No. 6,095,879, as presently shortened by any terminal disclaimer, in the event that U.S. Patent No. 6,712,656 or U.S. Patent No. 6,095,879 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all its claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned Attorney for Petitioner verifies that he is authorized to take this action on behalf of Petitioner.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Nov. 10, 2004

By: Mark Kertz  
Mark J. Kertz  
Registration No. 43,711  
Attorney of Record  
2040 Main Street  
Fourteenth Floor  
Irvine, CA 92614  
(949) 760-0404